

IDAHO BOARD OF BARBER EXAMINERS
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 11/4/2013

BOARD MEMBERS PRESENT: Kevin J. Moriarty - Chair
Kerry R Nave
Gussie O'Connor

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, Legal Counsel
Eric Nelson, Prosecuting Attorney
Kim Aksamit, Technical Records Specialist I

OTHERS PRESENT: Ernie Wolcott

The meeting was called to order at 8:30 AM MDT by Kevin J. Moriarty.

APPROVAL OF MINUTES

A motion was made by Mr. Nave to add a request for payment arrangement to the agenda because it was received late Friday. It was seconded by Mr. Moriarty. Motion carried.

A motion was made by Ms. O'Connor to accept the minutes from July 8, 2013. It was seconded by Mr. Nave. Motion carried.

A motion was made by Ms. O'Connor to accept the minutes from July 25, 2013. It was seconded by Mr. Nave. Motion carried.

A motion was made by Mr. Nave to accept the minutes from August 15, 2013. It was seconded by Ms. O'Connor. Motion carried.

LEGISLATIVE REPORT

Ms. Cory gave the legislative report. She said that the proposed rules have been published in the administrative rules bulletin and the proposed rules are posted on the Board's website.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board has a cash balance of \$29,560.92 as of 10/31/2013.

DISCIPLINE

MEMORANDUM

Mr. Nelson, Board Prosecutor, presented to the Board a Memorandum, regarding cases BAR-2014-4 and BAR-2014-3. The Board made its recommendations to its prosecuting attorney.

CONSENT ORDERS

Mr. Nelson, Board Prosecutor, presented to the Board Stipulation and Consent Orders on cases BAR-2013-3 and BAR-2013-4.

BAR-2013-3 A motion was made by Ms. O'Connor to accept the Stipulation and Consent Order as signed and authorize Mr. Moriarty to sign on behalf of the Board. It was seconded by Mr. Nave. Motion carried.

BAR-2013-4 A motion was made by Ms. O'Connor to accept the Stipulation and Consent Order as signed and authorize Mr. Moriarty to sign on behalf of the Board. It was seconded by Mr. Nave. Motion carried.

INVESTIGATIVE REPORT

Ms. Peel presented the investigative report, which is linked above.

MEMORANDUM

Ms. Peel presented to the Board a Memorandum, regarding cases BAR-2012-2 and BAR-2012-3. A motion was made by Ms. O'Connor to close the cases with a warning letter. It was seconded by Mr. Nave. Motion carried.

REQUEST FOR PAYMENT ARRAIGNMENT

BAR-2012-12 & BAR-2012-13 A motion was made by Ms. O'Connor to deny the requested payment arrangement from Respondent. The Board approved allowing the Respondent to make payments of \$250.00 a month. It was seconded by Mr. Nave. Motion carried.

EXECUTIVE SESSION

A motion was made by Mr. Nave to go into executive session per Idaho Code 67-2345 (1) (d), to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the executive session was to discuss licensure applications. It was seconded by Ms. O'Connor. Motion carried. The vote was: Mr. Nave, aye; Ms. O'Connor, aye; and Mr. Moriarty, aye.

A motion was made by Mr. Nave to come out of executive session. It was seconded by Ms. O'Connor. Motion carried. The vote was: Mr. Nave, aye; Ms. O'Connor, aye; and Mr. Moriarty, aye.

OLD BUSINESS

TO DO LIST

The Board reviewed the To Do List. No action was taken.

NEW BUSINESS

REVIEW REVISED SHOP APPLICATIONS

A motion was made by Mr. Nave to accept the revised applications for the contiguous and primary establishments. It was seconded by Ms. O'Connor. Motion carried.

NATIONAL ASSOCIATION OF BARBER BOARDS OF AMERICA

A motion was made by Ms. O'Connor to approve the 2014 membership dues for the National Association for Barber Boards of America. It was seconded by Mr. Nave. Motion carried.

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A motion was made by Mr. Nave to come out of executive session. It was seconded by Ms. O'Connor. Motion carried. Individual vote was: Mr. Nave, aye; Ms. O'Connor, aye; and Mr. Moriarty, aye.

APPLICATIONS

A motion was made by Mr. Nave to accept the application for Shasta Ruiz and issue a license. It was seconded by Ms. O'Connor. Motion carried.

A motion was made by Mr. Nave to accept the application for Daniel Lara and issue a license. It was seconded by Ms. O'Connor. Motion carried.

A motion was made by Mr. Nave to have Lesley Hill take the full examination for a barber stylist and issue a license once the examination has been successfully passed. It was seconded by Ms. O'Connor. Motion carried.

A motion was made by Mr. Nave to approve the application for applicant 901126395 pending the addendum from his parole officer regarding conditions of his parole. Once it is received, it will be submitted to the Board Chair for review. It was seconded by Ms. O'Connor. Motion carried.

NEXT MEETING

The Board scheduled its next meeting for March, 10, 2014 at 8:30 AM MDT at the Bureau of Occupational Licenses.

ADJOURN

A motion was made by Mr. Nave to adjourn the meeting at 10:00 AM MST. It was seconded by Mr. Moriarty. Motion carried.

Kevin J. Moriarty, Chair

Kerry R Nave

Gussie O'Connor

Tana Cory, Bureau Chief